

<b>FACSIMILE TRANSMITTAL FORM</b>	Application Number	09/678580
	Filing Date	October 3, 2000
	First Named Inventor	Japuntich, Daniel A.
	Art Unit	3743
	Examiner Name	Aaron J. Lewis
Fax: 703-872-9306	Attorney Docket Number	48317US030
Total Number of Pages in This Submission: 13		
Date: May 3, 2005		Attorney for Applicant: Karl G. Hanson

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Patent  
Case No.: 48317US030

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First Named Inventor: JAPUNTICH, DANIEL A.

Application No.: 09/678580

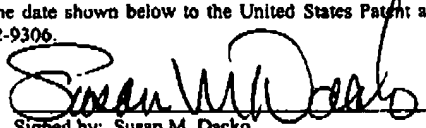
Group Art Unit: 3743

MAY 03 2005

Filed: October 3, 2000

Examiner: Aaron J. Lewis

Title: FIBROUS FILTRATION FACE MASK HAVING A NEW  
UNIDIRECTIONAL FLUID VALVEINFORMATION DISCLOSURE STATEMENTMail Stop: Amendment  
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Dear Sir:

In accordance with the continuing duty of candor and good faith that is to be demonstrated before the United States Patent and Trademark Office, applicants submit a copy of another Answer in the civil litigation between the 3M Company and the 3M Innovative Properties Company ("3M") and Moldex-Metric, Inc. In this lawsuit, the defendant, Moldex-Metric, Inc. has filed an Answer to a third Complaint filed by 3M. In so doing, Moldex has filed counter-claims for a declaratory judgment of noninfringement and invalidity of U.S. Patent RE37,974 to Bowers, U.S. Patent 6,843,248 to Japuntich et al., and U.S. Patent 6,854,463 to Japuntich et al. Moldex contends that each of these patents are invalid under 35 USC § 102 and 35 USC § 103. Moldex also asserts that all patents are invalid for "containing a specification and claims which do not meet one or more of the requirements of 35 USC § 112, i.e., written description, enablement, best mode, and definiteness."

Please contact applicants' attorney if the Examiner desires more information regarding the defenses raised by each of the defendants. It is respectfully requested that the Examiner initial and return the enclosed Form PTO-1449 to indicate that this item has been considered.

Application No.: 09/678580

Case No.: 48317US030

It is believed that no fee is due; however, in the event a fee is required, please charge the fee to Deposit Account No. 13-3723.

Respectfully submitted,

May 3, 2005

Date

By: 

Karl G. Hanson, Reg. No.: 32,900

Telephone No.: (651) 736-7776

Office of Intellectual Property Counsel  
3M Innovative Properties Company  
Facsimile No.: 651-736-3833

<b>Substitute for form 1449A/PTO (modified)</b>  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)  Page 1 of 1	<b>Application Number</b>	<b>09/678580</b>
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	<b>Examiner Name</b>	<b>Aaron J. Lewis</b>
	<b>Attorney Case Number</b>	<b>48317US030</b>

U.S. Patent Documents						
Exam. Init.*	Cite No.	Document Number		Publication Date or Issue Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Doc. Number-(Kind Code if Known)				
	A1	US-				
	A2	US-				
	A3	US-				
	A4	US-				
	A5	US-				
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		Ctry. Code	Number-KindCode (if known)				
	B1						
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OTHER DOCUMENTS			
Exam. Init.*	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	Translation (Check if yes)
	C1	Moldex's Answer to Third Amended Complaint and Counterclaims (3M Company and 3M Innovative Properties Company v. Moldex-Metric, Inc., Civil Action No. 03-5292 MJD/JGL, United States District Court for the District of Minnesota)	
	C2		
	C3		
	C4		

<b>*Examiner:</b>	<b>Date Considered:</b>
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